IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

Bail Appl..No. 1918 of 2007()

CRIME NO.16/2007 OF DHARMADAM POLICE STATION

.....

: PETITIONER/ACCUSED NO.1

CHALADAN SUJESH, S/O.DASAN,
AGED 26 YEARS, THANDOTH HOUSE,
DHARMADAM AMSOM PALAYAD DESOM, P.O.PALAYAD,
THALASSERY TALUK, KANNUR DISTRICT.

BY ADV. SRI.R.SURENDRAN

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1918/2007

Dated this 29th day of March, 2007

O R D E R

The petitioner, who is the first accused in Crime No.16/2007 of Dharmadam Police Station for offences punishable under Section 5 of the Explosive Substances Act, 1908, and 27 of the Arms Act, 1959, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The case of the prosecution is that on 26.1.2007 at about 12 noon, the Sub Inspector of Police, Dharmadam, and his police party, on prior information, recovered one country bomb and two saker knives from the unfinished house of one Pradeepan. Subsequent investigation has revealed that the petitioner was one of the persons who had secreted the arms in the said place and that the petitioner is also involved in similar other crimes involving similar offence.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the

Magistrate having jurisdiction and files and application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs